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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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Alejandro Wiechers

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Intellectual Property Administration

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EXAMINER

ART UNIT

PAPER NUMBER

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Please find below and/or attached an Office communication concerning this application or proceeding.

|  |                               |                                 |  |
|--|-------------------------------|---------------------------------|--|
| <b>Notification of Non-Compliant Appeal Brief<br/>(37 CFR 41.37)</b> | Application No.<br>09/816,816 | Applicant(s)<br>WIECHERS ET AL. |  |
|  | Examiner<br>Doug Hutton       | Art Unit<br>2176                |  |

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

The Appeal Brief filed on 16 May 2006 is defective for failure to comply with one or more provisions of 37 CFR 41.37.

To avoid dismissal of the appeal, applicant must file an amended brief or other appropriate correction (see MPEP 1205.03) within **ONE MONTH or THIRTY DAYS** from the mailing date of this Notification, whichever is longer. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.**

1. ☐ The brief does not contain the items required under 37 CFR 41.37(c), or the items are not under the proper heading or in the proper order.
2. ☐ The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdrawn, objected to, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)).
3. ☐ At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)).
4. ☒ (a) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number and to the drawings, if any, by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).
5. ☐ The brief does not contain a concise statement of each ground of rejection presented for review (37 CFR 41.37(c)(1)(vi)).
6. ☐ The brief does not present an argument under a separate heading for each ground of rejection on appeal (37 CFR 41.37(c)(1)(vii)).
7. ☐ The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 41.37(c)(1)(viii)).
8. ☐ The brief does not contain copies of the evidence submitted under 37 CFR 1.130, 1.131, or 1.132 or of any other evidence entered by the examiner **and relied upon by appellant in the appeal**, along with a statement setting forth where in the record that evidence was entered by the examiner, as an appendix thereto (37 CFR 41.37(c)(1)(ix)).
9. ☐ The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR 41.37(c)(1)(x)).
10. ☒ Other (including any explanation in support of the above items):

See Continuation Sheet.



Doug Hutton  
Primary Examiner  
Art Unit: 2176

Continuation of 10. Other (including any explanation in support of the above items): In the Appeal Brief, the section "Summary of Claimed Subject Matter" does not map each limitation of the independent claims to the corresponding portion(s) of the Specification, as set forth in 37 CFR 41.37 (c)(1)(v). For example, Claim 1 recites the limitations "receiving scan information corresponding to a scanned document" (see Lines 4-5), "in response to identifying a page of the document as not being properly aligned for scanning, said scan review system designates the page for review" (see Lines 9-11), and "a scanner communicatively coupled to said scan review system, said scanner being configured to receive the document to be scanned and convert printed information of each page of the document into scan information, the scan information being provided in an electronic format to said scan review system (see Lines 14-17). None of these limitations of Claim 1 are mentioned in the Summary. Applicant must map every limitation of the independent claims to the corresponding portion(s) of the Specification.

Additionally, Appellant sets forth very specific portions of the Specification that describe the claimed features using the very broad language recited in the claims. For example, Appellant sets forth "system 100" in Figure 1 and Page 5, Lines 7-9 of the Specification as describing the "selection of a registration characteristic of a page" portion of the "scan review system" (see Claim 1, Lines 5-6). The examiner believes that, while these portions describe this feature using the extremely broad language of the claims, this feature is better described in Figure 5 and Page 10, Line 15 through Page 11, Line 13 of the Specification. Applicant should set forth all portions of the Specification that describe the recited features of the independent claims.